



## Denial of Admission into Section 8 and Public Housing Properties Administered or Managed by the Indianapolis Housing Agency for Criminal and Drug Related Activity

Pursuant to **The Code of Federal Regulations (CFR)**, The United States Department of Housing and Urban Development (HUD) has established rules that dictate admissions policies for Section 8 and Public Housing programs. In summary, pursuant to federal regulations, the Indianapolis Housing Agency (“IHA”) **must** deny admission to an applicant for the following:

- if any household member (including the applicant) has been evicted from any federally assisted housing for drug related criminal activity
- if the Agency determines that any household member is currently engaged in illegal use of a drug
- if any household member has been convicted of the manufacture or production of methamphetamine on the property of federally assisted housing
- if a household member is subject to a lifetime registration requirement under a state sex offender registration program.

The CFR gives housing agencies **authority to establish criteria** for denying admission for persons with a history of drug or violent criminal activity.

The current IHA Section 8 and Public Housing policies are as follows:

- Participation will be denied if an applicant or any member of the household has a pattern of illegal drug use within the past 5 years.
- Participation will also be denied if an applicant or any member of the household has engaged/is engaging in violent criminal activity, within the past 5 years.

Other important notes:

- Federal regulations do not require a criminal conviction to deny housing. A preponderance of the evidence that the criminal activity occurred is all that is needed.
- Each matter is reviewed on a case-by-case basis
  - An applicant who is denied because of any of the above reasons may request an informal meeting/review.